

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2012-203-E

IN RE: Petition of South Carolina Electric & Gas)	
Company for Updates and Revisions to)	MOTION FOR
Schedules Related to the Construction of a)	CONFIDENTIAL
Nuclear Base Load Generation Facility at)	TREATMENT
Jenkinsville, South Carolina)	

South Carolina Electric & Gas Company (“SCE&G” or “the Company”) filed a Motion for Confidential Treatment in this docket on May 15, 2012 seeking confidential treatment for Petition Exhibit 2 which contains information related to the pricing and pricing terms of the Engineering, Procurement and Construction Agreement (“EPC Contract”) between SCE&G and the builders.¹ The Public Service Commission of South Carolina (“Commission”) subsequently granted the Company’s request in Order No. 2012-415. On July 26, 2012, SCE&G filed another request for confidential treatment related to EPC Contract pricing information contained in the testimony and exhibits of Stephen A. Byrne and Carlette L. Walker. This request remains pending before the Commission.

Allyn H. Powell and Gary C. Jones, witnesses for the South Carolina Office of Regulatory Staff (“ORS”) used certain portions of this confidential information in their testimony filed contemporaneous with this Motion for Confidential Treatment (“Motion”). Ms. Powell and Mr. Jones used additional information in their testimony that SCE&G asserts is confidential. In recognition of Order No. 2012-415 and SCE&G’s assertions, ORS hereby files

¹ The South Carolina Office of Regulatory Staff is not a signatory to the EPC Contract.

with the Commission, pursuant to 26 S.C. Code Ann. Regs. 103-829 and 103-804(S)(2) (Supp. 2011); S.C. Code Ann. § 30-4-10 *et. seq.* (Supp. 2011); Commission Order Nos. 2012-415 and 2005-226², this Motion seeking an order determining the confidentiality of the following portions of ORS direct testimony filed on August 9, 2012 in this docket:

i) Gary Jones

- a. Page 11, Line 11 which provides the credit reflecting an acceleration of potential rebates,
- b. Page 11, Line 14 which provides the fixed escalation rate for the “Firm with Indexed Adjustment Category” of the EPC Contract,
- c. Page 12, Line 1 which provides the cost of the COL delay,
- d. Page 12, Line 20 which provides the cost of the shield building redesign designated in the Settlement Agreement,
- e. Page 15, Lines 17-18 which provides the additional cost of the structural modules designated in the Settlement Agreement,
- f. Page 17, Line 10 which provides the cost for the changes associated with the Unit 2 bedrock elevation,
- g. Page 24, Lines 4 and 8 which provides the name of a software development company.

ii) Allyn Powell

- a. Exhibit AHP-1

ORS will maintain the information as confidential unless otherwise determined by the Commission.

²Commission Order No. 2005-226 sets forth the requirements for filing confidential information.

In accordance with Commission Order No. 2005-226, the accompanying confidential testimony and exhibit are presented for filing in a separate, sealed envelope with the words "confidential" marked clearly on the envelope. Moreover, the cover page, and the pertinent pages of the confidential testimony and exhibit are marked "Confidential." Further, a redacted version of the exhibits and testimony are being filed contemporaneously herewith.

WHEREFORE, in accordance with Commission Order No. 2012-415 and the Company's requests and assertions and having fully complied with the requirements set forth in Commission Order No. 2005-226, ORS respectfully files this Motion seeking a determination of the confidentiality of the exhibits and testimony pages set forth in the paragraph above and for such other relief as the Commission may find to be just and proper.

SOUTH CAROLINA OFFICE OF REGULATORY STAFF



Shannon Bowyer Hudson, Esquire

Jeffrey M. Nelson, Esquire

Courtney D. Edwards, Esquire

South Carolina Office of Regulatory Staff

1401 Main Street, Suite 900

Columbia, SC 29201

Phone: (803) 737-0889

(803) 737-0823

(803) 737-8440

Fax: (803) 737-0895

Email: shudson@regstaff.sc.gov

jnelson@regstaff.sc.gov

cedwards@regstaff.sc.gov

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